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13 UNITED STATES DISTRICT COURT

14 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

16 IN RE SEAGATE TECHNOLOGY LLC
LITIGATION

18 CONSOLIDATED ACTION

Case No. 3:16-cv-00523-JCS

**[PROPOSED] ORDER GRANTING
SEAGATE TECHNOLOGY LLC'S
CONSOLIDATED ADMINISTRATIVE
MOTION TO SEAL CERTAIN
DOCUMENTS OR PORTIONS THEREOF
FILED IN CONNECTION WITH
PLAINTIFFS' MOTION FOR CLASS
CERTIFICATION**

Second Consolidated Amended Complaint
filed: July 11, 2016

ORDER

The Court has reviewed Seagate Technology LLC's (Seagate) Consolidated Administrative Motion to Seal Certain Documents or Portions Thereof Filed in Connection with Plaintiffs' Motion for Class Certification and the supporting Declaration of Sek Nam "Allen" Ng (Ng Declaration). The Court, having considered the moving papers and all other matters presented, HEREBY ORDERS that the Motion is GRANTED as follows:

1. Seagate has established that the documents at issue contain sealable information. The Ng Declaration demonstrates that the documents Seagate proposes to seal contain information regarding its competitive strategy; product development methods and product strategy; the private or sensitive information of Seagate's customers, both individual and corporate; market testing of consumer behavior and trends; and proprietary product testing methods. Ng Decl. ¶¶ 4-41. This information is sealable under Civil Local Rule 79-5.

2. There are also compelling reasons to protect this information from public disclosure. Namely, Seagate faces a risk of competitive harm should the information be disclosed. *See, e.g.*, Ng Decl. ¶¶ 5, 6, 8, 9, 11, 12, 19, 22, 24, 26, 28, 35, 38. For example, release of the information sought to be sealed could undermine Seagate's current business strategies and allow competitors to predict, anticipate, or copy same. It could also be used by competitors to undermine Seagate's relationship with its customers, which would result in financial hardship to Seagate. *Id.* Further, there are compelling reasons to prevent the disclosure of Seagate's customers' personal identifying information.

3. The Court further finds that Seagate has narrowly tailored its request to seal only those exhibits and portions of filings necessary to protect its proprietary and sensitive business information.

Thus, the documents identified below shall remain filed under seal:

Document	Portion(s) to Be Sealed
Plaintiffs' Motion to Certify Class (Dkt. Nos. 133, 135, 136, 138-140, 146)	<ul style="list-style-type: none"> • Berman Declaration <ul style="list-style-type: none"> ○ Exhibits 22, 45, and 48 in their entirety ○ Exhibits 23, 24, and 26, as redacted • Hospodor Declaration ¶ 40; ¶¶ 41-42 (first sentences of each paragraph only); n.17; ¶ 175; Figure 24; ¶¶ 183-84; ¶ 186 (second sentence), ¶ 188 • Memorandum of Points and Authorities at 2:5-6; 8:23-9:1
Seagate's Opposition to Plaintiffs' Motion to Certify Class (Corrected Dkt. Nos. 154-156)	<ul style="list-style-type: none"> • Adams Declaration ¶ 42 (first sentence only); Figure 3; ¶ 95 (a)-(e); ¶¶ 105-106 • Dewey Declaration ¶ 36 (a)-(e) • Netel Declaration ¶ 36 • Payne Declaration <ul style="list-style-type: none"> ○ Exhibits 1-6 and 15 in their entirety ○ Exhibits 7 and 9, as redacted
Plaintiffs' Reply in Support of Motion to Certify Class (Dkt. No. 158)	<ul style="list-style-type: none"> • Berman Declaration, Exhibit 57 in its entirety • Hospodor Rebuttal Declaration ¶ 5 (third bullet only); ¶ 23 (third and last sentences); ¶ 34 (second sentence through remainder of paragraph) • Memorandum of Points and Authorities at 5:11-21
Plaintiffs' Supplemental Brief in Support of Class Certification (Dkt. No. 167)	<ul style="list-style-type: none"> • Berman Declaration, Exhibits 63, 65, 66, 67, 70, and 71 in their entirety • Supplemental Brief, as redacted
Seagate's Opposition to Plaintiffs' Administrative Motion for Leave to File Supplemental Brief (Dkt. No. 170)	<ul style="list-style-type: none"> • Opposition to Supplemental Brief, as redacted
Plaintiffs' Second Supplemental Brief in Further Support of Motion for Class Certification (Dkt. No. 175)	<ul style="list-style-type: none"> • Scarlett Declaration <ul style="list-style-type: none"> ○ Exhibit 73 in its entirety ○ Exhibits 76, as redacted • Supplemental Brief, as redacted
Seagate's Opposition to Plaintiffs' Administrative Motion for Leave to File Second Supplemental Brief (Dkt. No. 178)	<ul style="list-style-type: none"> • Rodewald Declaration, Exhibit 1 as redacted

IT IS SO ORDERED.

DATED: _____, 2018

HON. JOSEPH C. SPERO
UNITED STATES MAGISTRATE JUDGE